

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/650,267	BRAULT ET AL.	
	Examiner Chong H. Kim	Art Unit 2167	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to the Amendment filed Sep 22, 2006 and the Interview conducted Nov 8, 2006.
2.  The allowed claim(s) is/are 1,2,4-18 and 20.
3.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a)  All
  - b)  Some\*
  - c)  None
 of the:
  1.  Certified copies of the priority documents have been received.
  2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5.  CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a)  including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1)  hereto or 2)  to Paper No./Mail Date \_\_\_\_\_.
  - (b)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

#### Attachment(s)

- |   |  |
|---|--|
| <ol style="list-style-type: none"> <li>1. <input type="checkbox"/> Notice of References Cited (PTO-892)</li> <li>2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)</li> <li>3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),<br/>Paper No./Mail Date _____</li> <li>4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br/>of Biological Material</li> </ol> | <ol style="list-style-type: none"> <li>5. <input type="checkbox"/> Notice of Informal Patent Application</li> <li>6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br/>Paper No./Mail Date <u>20061109</u>.</li> <li>7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment</li> <li>8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance</li> <li>9. <input type="checkbox"/> Other _____.</li> </ol> |
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### **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Paul Amrozowicz on Nov 8, 2006.

The application has been amended as follows:

In claim 1:

line 5, deleted "adapted to be";

line 5, replaced "activated" with -- activatable --;

line 5, replaced "deactivated" with -- deactivatable --;

line 6, deleted "configured," and "to";

line 6, replaced "mount" with – mounts --;

lines 7-8, deleted ", wherein each actuator assembly is configured to engage the flywheel assembly, and disengage the flywheel assembly";

line 10, deleted "configured to";

line 10, replaced "engage" with – engaging --;

line 12, replaced "disengage" with – disengaging --;

in claim 2:

line 2, deleted "configured";

line 5, deleted "operable" and "to";

line 5, replaced “engage” with – engages --;

line 5, replaced “disengage” with – disengages --;

in claim 4:

line 2, deleted “configured”;

line 6, deleted “operable” and “to”;

line 6, replaced “engage” with – engages --;

line 6, replaced “disengage” with – disengages --;

in claim 5:

line 3, deleted “operable” and “to”;

line 3, replaced “move” with – moves --;

line 5, deleted “and configured”;

in claim 6:

line 1, replaced “latch-type” with – latch --;

in claim 7:

line 3, deleted “and configured”;

in claim 8:

line 2, deleted “adapted”;

line 3, deleted “operable”;

in claim 9:

line 5, deleted “is configured to”;

line 5, replaced “engage” with – engages --;

line 5, replaced “disengage” with – disengages --;

in claim 11:

line 5, replaced “adapted” with – coupled --;

line 10, replaced “adapted” with – coupled --;

line 13, deleted “configured”;

in claim 12:

line 2, replaced “adapted” with – coupled --;

in claim 13:

in line 4, deleted “operable”;

in line 6, deleted “configured to”

in line 6, replaced “engage” with – engaging --;

in line 7, replaced “disengage” with -- disengaging --;

in claim 15:

in line 3, deleted “and configured”;

in claim 16:

in line 6, deleted “is configured to”;

in line 6, replaced “engage” with – engages --;

in line 6, replaced “disengage” with -- disengages --;

in claim 18:

in line 3, deleted “adapted to be”;

in line 4, replaced “activated” with – activatable --;

in line 4, replaced “deactivated” with – deactivatable --; and

in line 4, deleted “configured” and “to”.

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2. The following is an examiner's statement of reasons for allowance: Neither prior art of record nor references teach either the energy storage flywheel system or a method of selectively inhibiting rotation of a rotationally mounted flywheel assembly comprising at least one magnetic bearing assembly and at least one actuator assembly wherein the actuator assembly engages with the flywheel to inhibit the rotation of the flywheel when the magnetic bearing assembly is deactivated and the actuator assembly disengages the flywheel when the magnetic bearing assembly is activated.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chong H. Kim whose telephone number is (571) 272-7108. The examiner can normally be reached on Monday - Friday; 9:00 - 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cottingham can be reached on (571) 272-7079. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

chk  
November 9, 2006



CHONG H. KIM  
PRIMARY EXAMINER